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BIHAR ADVOCATES WELFARE TRUSTEE COMMITTEE
BAR COUNCIL BHAWAN, PATNA.

NOTIFICATION
22nd July 2009

Amendment in Section 10(2)(i) of Bihar Advocates Welfare Fund Act, 1983.

Advocates Welfare Trust Committee, in exercise of power vested in the Committee under section 10(2)(i) of Advocates Welfare Fund Act, has framed a Scheme as under. The Trustee Committee has sought approval of the Scheme from Bihar State Bar Council.

In case of attack by unsocial elements on any learned advocate and member of the Trust which results in death of such member, nominees/dependents of deceased member shall be entitled to Ex-Gratia coupled with existing retirement benefit-cum-ex-gratia up to a maximum limit of Rs. 5 (Five) lacs. The maximum limit of Rs.5 Lacs shall be admissible on consideration of

- (a) Number of Dependents including widow
- (b) Financial condition of deceased's family
- (c) Age of learned advocate at the time of death.

The above sum up to Rs.5 lacs which includes admissible payment as member of the Trust shall be paid to the nominee/dependent on recommendation of the Advocates/Bar Association of which such deceased was a member and on satisfaction of the trust Committee after such enquiry as it may deem fit and proper.

Death of the deceased member to be eligible for payment in the present scheme is confined to his/her death as a result of attack by unsocial/criminal elements in course of discharge of professional duties.

The Committee has further resolved to provide package of Rs. 2 Lacs in addition to entitlement as a member of the Trust Committee to such advocates who suffer serious injuries resulting in permanent disability to discharge their professional duties. The injury should be due to attack by criminal/unsocial elements while the member was discharging his professional duties.

The Trustee Committee has further proposed a lump sum payment of Rs. 50,000/- to such members who have suffered injury in above referred manner resulting in disability above 40% of their limb or eyes.

The Bar Council having considered the overall interest of advocate members and welfare of the family of the deceased/injured members, resolves to approve the scheme framed by the Trust Committee.

The scheme shall come in force with effect from 1st of July 2009.

The Scheme be published in the State Gazette immediately.

PRABHAT CHANDRA
Secretary.

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